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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

**In re: CATHODE RAY TUBE (CRT)  
ANTITRUST LITIGATION**

**Master File No. 3:07-cv-05944-SC  
MDL No. 1917**

This Document Relates to:

*Best Buy Co., Inc., et al. v. Technicolor SA, et al.*, No. 13-cv-05264;

*Electrograph Systems, Inc., et al. v. Technicolor SA, et al.*, No. 13-cv-05724;

*Interbond Corp. of Am. V. Technicolor SA, et al.*, No. 13-cv-05727;

*Office Depot, Inc. v. Technicolor SA, et al.*, No. 13-cv-05726;

*P.C. Richard & Son Long Island Corporation, et al. v. Technicolor SA, et al.*, No. 13-cv-05725;

**DECLARATION OF MICHAEL T. BRODY  
IN SUPPORT OF MITSUBISHI ELECTRIC  
DEFENDANTS' NOTICE OF MOTION AND  
MOTION FOR PARTIAL SUMMARY  
JUDGMENT AS TO DIRECT ACTION  
PURCHASERS' SHERMAN ACT DAMAGES  
CLAIMS BASED ON CRT PRODUCT  
PURCHASES FROM NEC CORPORATION  
AND NEC-MITSUBISHI ELECTRIC VISUAL  
SYSTEMS CORPORATION**

**Hon. Samuel P. Conti**

Judge: Hon. Samuel P. Conti  
Court: Courtroom 1, 17<sup>th</sup> Floor  
Date: February 6, 2015

1 *Target Corp. v. Technicolor SA, et al.*, No. 13-  
2 cv-05686;

3 *Costco Wholesale Corporation v. Technicolor*  
4 *SA, et al.*, No. 13-cv-05723;

5 *Schultze Agency Services, LLC v. Technicolor*  
6 *SA, Ltd., et al.*, No. 13-cv-05668;

7 *Sears, Roebuck and Co., et al. v.*  
8 *Technicolor SA*, No. 13-cv-05262;

9 *Dell Inc., et al. v. Phillips Electronics North*  
10 *America Corporation, et al.*, No. 13-cv-02171;

11 *Tech Data Corp., et al. v. Hitachi, Ltd., et al.*,  
12 No.13-cv-00157;

13 *Siegel v. Technicolor SA, et al.*, No.13-cv-  
14 05261;

15 *Viewsonic Corporation v. Chunghwa Picture*  
16 *Tubes Ltd., et al.*, No.13-cv-02510.

17 **DECLARATION OF MICHAEL T. BRODY**

18 I, Michael T. Brody, declare as follows:

19 1. I am an attorney licensed to practice law in the State of Illinois, and I am a partner  
20 at the law firm of Jenner & Block LLP, attorneys of record for Defendants Mitsubishi Electric  
21 Corporation, Mitsubishi Electric US, Inc., and Mitsubishi Electric Visual Solutions America, Inc  
22 (collectively, the “Mitsubishi Electric Defendants”). I submit this declaration in support of the  
23 Mitsubishi Electric Defendants’ Notice Of Motion for Partial Summary Judgment as to Direct  
24 Action Purchasers’ Sherman Act Damages Claims Based on CRT Product Purchases From NEC  
25 Corporation and NEC-Mitsubishi Electric Visual Systems Corporation (“Motion”). I have  
26 personal knowledge of the facts set forth in this declaration and, if called as a witness, I could  
27 and would testify competently to such facts under oath.

2. [UNDER SEAL] Attached to my declaration as **Exhibit A** is a true and correct copy of Mitsubishi Electric's Expert Report of Dov Rothman served on August 5, 2014.

3. [PUBLIC] Attached to my declaration as **Exhibit B** is a true and correct copy of NEC Corporation Annual Report (2000).

4. [PUBLIC] Attached to my declaration as **Exhibit C** is a true and correct copy of Hoovers: NEC Corporation Profile (Nov. 6, 2014).

5. [UNDER SEAL] Attached to my declaration as **Exhibit D** is a true and correct copy of Mitsubishi Electric Corporation, Mitsubishi Electric US, Inc., and Mitsubishi Electric Visual Solutions America, Inc's Response to Direct Action Plaintiffs' Second Set of Interrogatories served on July 24, 2014.

6. [UNDER SEAL] Attached to my declaration as **Exhibit E** is a true and correct copy of Circuit City's Expert Report of Alan S. Frankel served on April 15, 2014.

7. [UNDER SEAL] Attached to my declaration as **Exhibit F** is a true and correct copy of PC Richard's Expert Report of Alan S. Frankel served on April 15, 2014.

8. [UNDER SEAL] Attached to my declaration as **Exhibit G** is a true and correct copy of Electrograph's Expert Report of Alan S. Frankel served on April 15, 2014.

9. [UNDER SEAL] Attached to my declaration as **Exhibit H** is a true and correct copy of Interbond's Expert Report of Alan S. Frankel served on April 15, 2014.

10. [UNDER SEAL] Attached to my declaration as **Exhibit I** is a true and correct copy of Office Depot's Expert Report of Alan S. Frankel served on April 15, 2014.

11. [UNDER SEAL] Attached to my declaration as **Exhibit J** is a true and correct copy of Tech Data's Expert Report of Alan S. Frankel served on April 15, 2014.

12. [UNDER SEAL] Attached to my declaration as **Exhibit K** is a true and correct copy of Best Buy's Expert Report of Alan S. Frankel served on April 15, 2014.

13. [UNDER SEAL] Attached to my declaration as **Exhibit L** is a true and correct copy of Volume I of the Deposition Transcript of Mitsubishi Electric's 30(b)(6) witness H. Tsukamoto.

14. [UNDER SEAL] Attached to my declaration as **Exhibit M** is a true and correct copy of Plaintiffs' Ex. 6119E (Joint Venture Agreement).

15. [UNDER SEAL] Attached to my declaration as **Exhibit N** is a true and correct copy of Mitsubishi Electric's Response to Direct Action Plaintiffs' First Set of Requests for Admission served on July 24, 2014.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true and correct.

Executed this 7th day of November, 2014 at Chicago, Illinois.

By: /s/ Michael T. Brody  
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